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HOUSE BILL 49

46TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2003

INTRODUCED BY

James Roger Madalena

AN ACT

RELATING TO HEALTH AND SAFETY; ADDING THE DIRECTOR OF THE NEW MEXICO OFFICE OF INDIAN AFFAIRS TO THE BOARD OF MEDICAL INVESTIGATORS; REQUIRING THE OFFICE OF THE STATE MEDICAL INVESTIGATOR TO CONSULT WITH THE RELATIVES OF A DECEASED MEMBER OF AN INDIAN NATION, TRIBE OR PUEBLO REGARDING THE DISPOSITION OF ALL OF THE DECEASED'S REMAINS.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. Section 24-11-1 NMSA 1978 (being Laws 1971, Chapter 112, Section 1, as amended) is amended to read:

"24-11-1. BOARD OF MEDICAL INVESTIGATORS-- CREATION-- MEMBERSHIP-- COMPENSATION.-- There is created the "board of medical investigators", consisting of the dean of the ~~[medical school at the]~~ university of New Mexico school of medicine, the secretary of health ~~[and environment]~~, the chief of the New

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1 Mexico state police, [~~and~~] the chairman of the state board of  
2 thanatopractice [~~of the state of New Mexico~~] and the director  
3 of the New Mexico office of Indian affairs. The members of the  
4 board of medical investigators shall receive no compensation  
5 for their services as board members other than as provided in  
6 the Per Diem and Mileage Act. "

7 Section 2. [NEW MATERIAL] DECEASED MEMBERS OF INDIAN  
8 NATIONS, TRIBES OR PUEBLOS--CONSULTATION REQUIRED.--If a  
9 deceased person is a member of a federally recognized Indian  
10 nation, tribe or pueblo, the state medical investigator shall  
11 use all due diligence to consult with the surviving relatives  
12 of the deceased regarding the disposition of all of the  
13 deceased's remains.

14 Section 3. EFFECTIVE DATE.--The effective date of the  
15 provisions of this act is July 1, 2003.